

II. REMARKS

Election Requirement

Claims 1-23 are pending. The Examiner has required election of a single disclosed species of components of the claimed formulation and a listing of all claims readable thereon.

With regard to the requirement to elect a single disclosed species, the following species are elected: the antibody is at about 0.1 to about 50 mg/mL; the polyol is trehalose; the acetate is in an amount of about 5-30 mM; the surfactant is polysorbate in an amount of about 0.01-0.1% v/v. These elected species read on all claims. With regard to the preservative in claim 40, the elected species is benzyl alcohol.

Amendments to the specification and claims

By virtue of this amendment, claims 1-23 are canceled without prejudice to refiling continuing application(s) directed thereto, and claims 24-44 are added. In the new claims, the method of treatment find support in the specification on page 2 in the last paragraph, and in section D on pages 23-24; the components of the formulation are supported throughout the specification. No new matter has been introduced by these amendments and their entry is respectfully requested. Reconsideration of the claims, as amended, are respectfully requested.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 07-0630 (Ref. Docket No. P1089R1C1).

Respectfully submitted,
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